

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

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SCANSOFT, INC.

Plaintiff,

v.

VOICE SIGNAL TECHNOLOGIES, INC.,  
LAURENCE S. GILICK, ROBERT S.  
ROTH, JONATHAN P. YAMRON, and  
MANFRED G. GRABHERR

Defendants.

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Civil Action No. 04-10353 PBS

**PLAINTIFF'S ASSENTED-TO MOTION FOR LEAVE TO FILE SUR REPLY  
IN SUPPORT OF ITS OPPOSITION TO DEFENDANT  
MANFRED G. GRABHERR'S MOTION FOR SUMMARY JUDGMENT**

Plaintiff ScanSoft, Inc. ("ScanSoft") moves, pursuant to Local Rule 7.1(B)(3), for leave to file a short Sur-reply memorandum further supporting its Opposition to Defendant Manfred G. Grabherr's Motion for Summary Judgment (filed May 18, 2005) and addressing new arguments raised by defendant in its Reply in Support of Grabherr's Summary Judgment Motion (filed July 6, 2005). ScanSoft believes that the Sur-reply memorandum, filed concurrently, will aid the Court in its determination of the issues. Therefore, Plaintiff respectfully requests leave of this Court to file the Sur-reply memorandum.

**CERTIFICATE PURSUANT TO CIVIL LOCAL RULE 7.1**

I hereby certify that, on July 8, 2005, the parties conferred by telephone and counsel for VST assented to this motion.

Dated: July 21, 2005

SCANSOFT, INC.,

By its attorneys,

/s/ Rebecca L. Hanovice

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